



01-31-05

Cofe

PATENT  
104610-49984 (20498)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Patent Application of: :  
Fukuda et al. : Art Unit : 1625

Serial No. : 09/702,944 : Examiner : P. Morris

Filed : October 31, 2000 : Patent No. : 6,812,238 B1

Title : N-SUBSTITUTED CARBAMOYL- : Issued : November 2, 2004  
OXYALKYL-AZOLIUM :  
DERIVATIVES :

Certificate of Corrections Branch  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Certificate  
FEB 08 2005  
of Correction

REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT  
FOR PATENT OFFICE MISTAKE (37 C.F.R. 1.322)

Sir:

A certificate of correction under 35 U.S.C. 254 is requested for the above patent. It is noted that error appears in this patent of a clerical nature, as more fully described below. Correction thereof does not involve such changes in the patent as would constitute new matter or would require re-examination.

Attached hereto, in duplicate, is Form PTO/SB/44, with at least one copy being suitable for printing. Also enclosed is a copy of the Official Filing Receipt and Executed Declaration, indicated the Foreign Priority Claimed, which was omitted from the Letters Patent.

The changes requested herein occurred as a result of printing the Letters Patent and the Certificate should be issued without expense to applicant under Rule 322 of the Rules of Practice. Accordingly, Applicant requests issuance of the Certificate of Correction.

If any additional fees are due in respect to this matter, please charge them to Deposit Account No. 03-3839.

#813651 v1  
104610-49984

FEB 11 2005

104610-49984 (20498)

Please send the Certificate of Correction to:

William H. Epstein  
Gibbons, Del Deo, Dolan,  
Griffinger & Vecchione  
One Riverfront Plaza  
Newark, NJ 07102-5497

Respectfully submitted,



William H. Epstein  
Registration No. 20,008  
Attorney for Applicant

Gibbons, Del Deo, Dolan,  
Griffinger & Vecchione  
One Riverfront Plaza  
Newark, NJ 07102-5497

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.  
(Also Form PTO-1050)

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,812,238 B1

DATED : November 2, 2004

INVENTOR(S) : Hiroshi FUKUDA; Tadakatsu HAYASE; Eisaku MIZUGUCHI; Nobuo SHIMMA; Jun OHWADA; Nobuhiro  
OIKAWA; Masahiro SAKAITANI; Masao TSUKAZAKI; Isao UMEDA

It is certified that error appears in the above-identified patent and that said Letters Patent  
is hereby corrected as shown below:

On the front page, after (22), please insert the following:

-- (30) Foreign Application Priority Data

Nov. 2, 1999 (EP) .....99121694.6 --

MAILING ADDRESS OF SENDER: William H. Epstein  
Gibbons, Del Deo, Dolan, Griffinger & Vecchione  
One Riverfront Plaza  
Newark, New Jersey 07102

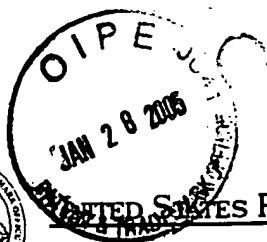
PATENT NO. 6,812,238 B1

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FEB 11 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/702,944 ✓	10/31/2000 ✓	1614 ✓	1068 ✓	20498 ✓		31 ✓	5 ✓

## FILING RECEIPT



\*OC000000005663708\*

George W. Johnston Esq.  
Hoffmann-La Roche Inc.  
340 Kingsland Street  
Nutley, NJ 07110-1199

Date Mailed: 01/09/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Hiroshi Fukuda, Tokyo, JAPAN; ✓  
Tadakatsu Hayase, Chigasaki-shi, JAPAN; ✓  
Eisaku Mizuguchi, Kamakura-shi, JAPAN; ✓  
Nobuo Shimma, Chigasaki-shi, JAPAN; ✓  
Jun Ohwada, Kamakura-shi, JAPAN; ✓  
Nobuhiro Oikawa, Kawasaki-shi, JAPAN; ✓  
Masahiro Sakaitani, Chigasaki-shi, JAPAN; ✓  
Masao Tsukazaki, Fujisawa-shi, JAPAN; ✓  
Isao Umeda, Yokohama-shi, JAPAN; ✓

## Continuing Data as Claimed by Applicant

## Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 99121694.6 11/02/1999 ✓

If Required, Foreign Filing License Granted 01/08/2001

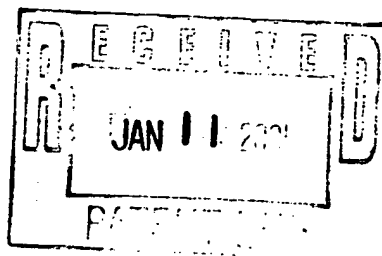
## Title

N-substituted carbamoyloxyalkyl-azolium derivatives ✓

## Preliminary Class

514

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DEPARTMENT PLP



file:///C:/Apps/PreExam/correspondence/1\_A.xml

1/8/01

# Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## N-Substituted Carbamoyloxyalkyl-Azolium Derivatives

the specification of which

(check one)

☒ is attached hereto

☐ was filed on \_\_\_\_\_ as

Application Serial No. \_\_\_\_\_

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

### Prior Foreign Application(s)

### Priority Claimed

99121694.6 (Number)	Europe (Country)	2 / November / 1999 (Day/Month/Year Filed)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

George W. Johnston	(Reg.No. 28090)	Patricia S. Rocha Tramaloni	(Reg.No. 31054)
William H. Epstein	(Reg.No. 20008)	Dennis P. Tramaloni	(Reg.No. 28542)
Eileen M. Ebel	(Reg.No. 37316)	Robert A. Silverman	(Reg.No. 35682)

Send Correspondence to:

George W. Johnston, Esq., Hoffmann-La Roche Inc., 340 Kingsland Street, Nutley, New Jersey 07110-1199

Direct Telephone Calls to: (name and telephone number)

Eileen M. Ebel (973) 235-4391

Full name of sole or first inventor

Hiroshi Fukuda

Inventors signature

Date

Residence

Ohta-ku, Tokyo, 144-0051, Japan

Citizenship

Japanese

Post Office Address

Excel 518B Room 106, Nishi-Kamata 5-18-8, Ohta-ku, Tokyo, 144-0051, Japan

Full name of sole or second inventor

Tadakatsu Hayase

Inventors signature

Date

Residence

Chigasaki-shi, Kanagawa-ken, 253-0054, Japan

Citizenship

Japanese

Post Office Address

Nippon Roche Shonan Dormitory Room A-103 Higashikaigan-Minami 6-6-17, Chigasaki-shi, Kanagawa-ken, 253-0054, Japan

(Supply similar information and signature for third and subsequent joint inventors.)

Full name of sole or third inventor, if any

Eisaku Mizuguchi

Inventors signature

*Eisaku Mizuguchi*

Date

*Oct. 26, 2000*

Residence

Kamakura-shi, Kanagawa-ken, 247-0072, Japan

Citizenship

Japanese

Post Office Address

Kamakura Okamoto Garden Homes 3093, Okamoto 1189-4, Kamakura-shi, Kanagawa-ken, 247-0072, Japan

Full name of sole or fourth inventor, if any

Nobuo Shimma

Inventors signature

*Nobuo Shimma*

Date

*Oct. 26, 2000*

Residence

Chigasaki-shi, Kanagawa-ken, 253-0054, Japan

Citizenship

Japanese

Post Office Address

Higashikaigan-Minami 2-11-19, Chigasaki-shi, Kanagawa-ken, 253-0054, Japan

Full name of sole or fifth inventor, if any

Jun Ohwada

Inventors signature

*Jun Ohwada*

Date

*Oct. 26, 2000*

Residence

Kamakura-shi, Kanagawa-ken, 274-0074, Japan

Citizenship

Japanese

Post Office Address

Kamakura Ueki Urban Life Room 403, Ueki 484-3, Kamakura-shi, Kanagawa-ken, 274-0074, Japan

Full name of sole or sixth inventor, if any

Nobuhiro Oikawa

Inventors signature

*Nobuhiro Oikawa*

Date

*Oct 26, 2000*

Residence

Kawasaki-shi, Kanagawa-ken, 210-0024, Japan

Citizenship

Japanese

Post Office Address

Carlton Plaza Kawasaki Room 802, Nisshin-cho 6-2, Kawasaki-ku, Kawasaki-shi, Kanagawa-ken, 210-0024, Japan

Full name of sole or seventh inventor, if any

Masahiro Sakaitani

Inventors signature

*Masahiro Sakaitani*

Date

*Oct. 26, 2000*

Residence

Chigasaki-shi, Kanagawa-ken, 253-0012, Japan

Citizenship

Japanese

Post Office Address

Puranbehru Shonan Chigasaki Room 1002, Kowada 3-8-12, Chigasaki-shi, Kanagawa-ken, 253-0012, Japan

Full name of sole or eighth inventor, if any

Masao Tsukazaki

Inventors signature

Date

Oct. 26, 2000

Residence

Fujisawa-shi, Kanagawa-ken, 252-0804, Japan

Citizenship

Japanese

Post Office Address

Parkridge Shonandai Room 601, Shonandai 5-1-3, Fujisawa-shi, Kanagawa-ken, 252-0804, Japan

Full name of sole or ninth inventor, if any

Isao Umeda

Inventors signature

Date

Oct. 26, 2000

Residence

Yokohama-shi, Kanagawa-ken, 221-0073, Japan

Citizenship

Japanese

Post Office Address

Imperial Higashi Hakuraku Gardenhouse (B) Room 513, Shirahata Minami-34, Kanagawa-ku, Yokohama-shi, Kanagawa-ken, 221-0073, Japan

Title 37, Code of Federal Regulations, §1.56, duty to disclose information material to patentability (in part) provides, in part, that each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned.

Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim: or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.